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Appointed Class Counsel

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

No. 5:18-CV-06164 (VKD)

**PLAINTIFFS' NOTICE OF PLAINTIFFS'
MOTION FOR FINAL APPROVAL OF
CLASS ACTION SETTLEMENT**

Date: November 19, 2020
Time: 9:00 A.M.
Courtroom: 4
Judge: Hon. Edward J. Davila

1 PLEASE TAKE NOTICE THAT on November 19, 2020, at 9:00 A.M., or on a later date
2 selected by the Court, Plaintiffs will and hereby do respectfully move the Court, in the courtroom
3 of the Honorable Edward J. Davila, Courtroom 4, on the 5th Floor of the United States District
4 Court for the Northern District of California, located at 280 South 1st Street, San Jose, California
5 95113, for an order finally approving the Settlement.

6 This Motion is based on the notice of the Motion, Plaintiffs' Motion for Final Approval of
7 Settlement, the contemporaneously filed Memorandum of Points and Authorities, the attached
8 declarations and exhibits, the arguments of counsel, the Motion for Preliminary Approval, and any
9 other matters in the record or that properly come before the Court.

10 Plaintiffs respectfully request that the Court grant Plaintiffs' Motion for Final Approval of
11 Settlement, and that the Court enter an Order that:

- 12 (1) Finally approves the Settlement Agreement and Release as fair, reasonable, and
13 adequate under Rule 23(e);
- 14 (2) Finally certifies the following Settlement Class under Fed. R. Civ. P. 23(b)(2) and
15 (b)(3):
- 16 (3) Finally appoints as representatives of the Class: Mat Matik, Zak Harris, Charles Olson,
17 and Eileen M. Pinkowski;
- 18 (4) Finally appoints as Class Counsel: John A. Yanchunis and Ryan J. McGee of the law
19 firm of Morgan & Morgan Complex Litigation Group; Clayeo C. Arnold and Joshua
20 H. Watson of the law firm of Clayeo C. Arnold Professional Law Corporation; and
21 Franklin D. Azar and Margeaux R. Azar of the law firm Franklin D. Azar & Associates,
22 P.C.;
- 23 (5) Finds the Notice plan as implemented satisfied Rule 23 and due process;
- 24 (6) Finally appoints Angeion Group as the Settlement Administrator; and
- 25 (7) Grants further relief as the Court deems just and proper.

26 Undersigned counsel further represents that this Notice, Plaintiffs' Motion for Final
27 Approval of Settlement, the contemporaneously filed Memorandum of Points and Authorities, and
28 the attached declarations and exhibits will be provided to the Claims Administrator and posted to

1 the Settlement Website for review by the Class.

2 Dated: October 15, 2020

/s/ John A. Yanchunis

3 JOHN A. YANCHUNIS (*pro hac vice*)

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Appointed Class Counsel

CERTIFICATE OF SERVICE

I hereby certify that on October 15, 2020, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List.

Executed on October 15, 2020.

/s/ John A. Yanchunis

John A. Yanchunis